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JELLY BELLY CANDY COMPANY

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Attorney for Defendant

DAVID KLEIN

**UNITED STATES DISTRICT COURT**

**EASTERN DISTRICT OF CALIFORNIA**

JELLY BELLY CANDY COMPANY,

Plaintiff,

v.

DAVID KLEIN and WELLY JELLY LLC,

Defendants.

Civil Action No. 2:22-cv-01509-DAD-JDP

**JOINT STIPULATION OF VOLUNTARY  
DISMISSAL OF ENTIRE ACTION WITH  
PREJUDICE; [PROPOSED] ORDER**

1 **TO THE CLERK OF THE COURT, ALL INTERESTED PARTIES AND TO THEIR**  
2 **ATTORNEYS OF RECORD:**

3 The parties to this action, acting through counsel, and pursuant to Rules 41(a)(1)(A)(i) and  
4 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, hereby stipulate, in consideration of a negotiated  
5 settlement executed by them, to the Dismissal with Prejudice of this action, including all claims stated  
6 herein against all parties. Dismissal is proper as to Defendant Welly Jelly LLC under Rule 41(a)(1)(A)(i)  
7 because Welly Jelly has not appeared in this action. Dismissal is proper as to Defendant David Klein  
8 under Rule 41(a)(1)(A)(ii) because Mr. Klein joins in this stipulation. Each party shall bear his or its own  
9 costs and attorneys' expenses.

10  
11  
12 Dated: May 15, 2025

GREENBERG TRAURIG, LLP

13  
14 By: /s/ Kurt A. Kappes

Kurt A. Kappes  
Michael D. Lane  
Henry A. Stroud

15  
16 Attorneys for Plaintiff  
JELLY BELLY CANDY COMPANY

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18 Dated: May 15, 2025

LAW OFFICE OF DANIEL BERKO

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20 By: /s/ Daniel Berko

Daniel Berko

21 Attorney for Defendant  
22 DAVID KLEIN

**ORDER**

The stipulation is approved. The entire action, including all claims stated herein against all parties, is hereby dismissed with prejudice.

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Hon. Dale A. Drozd  
United States District Judge